

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MASSACHUSETTS

CIVIL ACTION
NO. 05-11443-GAO

ETHAN THOMAS
Plaintiff,

VS.

NEW ENGLAND FAST FERRY OF
MASSACHUSETTS, LLC
Defendant.

DEFENDANT'S EXHIBIT LIST

1. Rozum Memo dated November 23, 2004 (Exhibit #9)
2. Rozum Memo dated January 13, 2004 (Exhibit #8)
3. Rozum Memo dated January 13, 2004 (Exhibit #1)
4. McElhinney Transfer Bridge Diagram (Exhibit #2)
5. McKenna Report - Attachment No. 1 (2 pages)
6. Parts, Operation and Maintenance Manual for Hand Winch Models HM8/HM8W (5 Ton)
7. Five (5) Photographs of M/V WHALING CITY EXPRESS
8. Fourteen (14) Photographs of Transfer Bridge, winch and vessel (taken during inspection)
9. McKenna Report - Photographs (5 Photos)
10. M/V WHALING CITY EXPRESS' Daily Vessel Log

The Defendant reserves the right to offer any exhibit identified and/or listed by the Plaintiff, any necessary rebuttal evidence, and any witness necessary to authenticate any exhibit/document which is introduced as evidence during the trial.

By its attorneys,

CLINTON & MUZYKA, P.C.

"/s/Thomas J. Muzyka"=

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Dated: July 13, 2007